

# COMMITTEE ON GOVERNMENT

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*	Strike-everything Amendment
[E]	Emergency Clause
[P 105]	Proposition 105 Clause
[P 108]	Proposition 108 Clause

<b>Bill</b>	<b>Chapter</b>	<b>Short Title</b>	<b>Page</b>
HB 2034	85	governors' regulatory review council; continuation.....	83
HB 2035	222	reviser's technical corrections; 2007 .....	83
HB 2043	2	state fair board; sunset continuation.....	83
HB 2044	38	outdoor recreation commission; sunset continuation.....	83
HB 2085	3	public service corporation; surety; fund .....	83
HB 2127	10	state treasurer; duties .....	83
HB 2208	71	*open meetings; minutes; recordings .....	83
HB 2209	118	law enforcement officers; misconduct interviews .....	83
HB 2254	74	homeowners' associations; telecommunications vehicles .....	83
HB 2390	17	weights and measures; seized property .....	83
HB 2392	241	*expenditure limitation election.....	83
HB 2440	105	irrigation districts; acreage voting.....	84
HB 2474	129	*capitol police compensation.....	84
HB 2476	106	[E] government property tax exemption; retroactivity .....	84
HB 2563	92	state ombudsman; access to records .....	84
HB 2690	277	[P 105] clean elections; amendments .....	112
		(See Committee on JUD)	
HB 2779	279	fair and legal employment act .....	97
		(See Committee on HSPR)	
SB 1085	143	constable ethics standards and training.....	84

SB 1114	250	[E]	monuments; memorials; governmental mall .....	84
SB 1123	144	[E]	*health care district monies .....	92
			(See Committee on Health)	
SB 1223	251		*special plates; initial dates; elimination .....	85
SB 1295	102		*terminology; oriental; asian .....	85
SB 1433	169		*Arizona centennial 2012; commission responsibilities .....	85
SB 1444	170		performance based incentives program.....	85
SB 1623	295		elections; manual audit revision.....	85

**HB 2034 – Chapter 85 – governors’ regulatory review council; continuation**

Continues the Governor’s Regulatory Review Council until June 30, 2017.

**HB 2035 – Chapter 222 – reviser’s technical corrections; 2007**

Contains the annual technical corrections that make non-substantive technical changes to conflicting statutes.

**HB 2043 – Chapter 2 – state fair board; sunset continuation**

Continues the Arizona Exposition and State Fair Board until June 30, 2017.

**HB 2044 – Chapter 38 – outdoor recreation commission; sunset continuation**

Continues the Arizona Outdoor Recreation Coordinating Commission until June 30, 2017.

**HB 2085 – Chapter 3 – public service corporation; surety; fund**

Establishes the Utility Surety Fund consisting of monies received by the Arizona Corporation Commission for deposit of monies when the ACC exercises its rights under a performance bond, irrevocable letter of credit or other surety.

**HB 2127 – Chapter 11 – state treasurer; duties**

Updates the information required for deposits into the State Treasury in order to transition the current paper process into an electronic format.

**HB 2208 – Chapter 71 – \*open meetings; minutes; recordings**

Allows a subcommittee, advisory board or commission of a city or town, with a population of 2,500 or more, 10 working days to post legal action on its internet Web site.

**HB 2209 – Chapter 118 – law enforcement officers; misconduct interviews**

Requires an employer of a law enforcement or probation officer, before commencing an interview that could result in dismissal, demotion or suspension, to supply that officer with a written notice containing specific information. An employer shall not be required to stop an interview to issue another notice for allegations obtained during the interview or disclose any facts to the employee that would impede the investigation.

**HB 2254 – Chapter 74 – homeowners’ associations; telecommunications vehicles**

Exempts telecommunications employees from citation or fine by their homeowners’ association for parking a qualified work vehicle at their residence if they are responsible for emergency deployment for repair and maintenance of their company’s infrastructure and the vehicle weighs less than 20,000 pounds. Defines *telecommunications* as the transmission of information between specified points without change in the form or content of the information as it is sent and received.

**HB 2390 – Chapter 18 – weights and measures; seized property**

Allows the Department of Weights and Measures to destroy or to transfer to the Department of Administration seized weights or devices 180 days after completion of any investigation.

**HB 2392 – Chapter 241 – \*expenditure limitation election**

Allows the City of Mesa to hold its home rule expenditure limit election on an alternative date in 2007 or 2008. Imposes a penalty if the City fails to hold its next election at the next regularly scheduled election for the nomination or election of members of its governing board.

**HB 2440 – Chapter 105 – irrigation districts; acreage voting**

Allows an irrigation district in Maricopa County to adopt by resolution an acreage system of voting if its Board determines that more than 50 percent of the total acreage in the district is used for purposes other than agricultural. Establishes a method for nonagricultural owners to vote. Allows a board of directors of an irrigation district in Maricopa County that uses an acreage system of voting to determine by resolution the number of votes or fractional votes that an elector is entitled to, rounded to the next one-tenth acre, and not to equal more than 1,280 votes.

**HB 2474 – Chapter 129 – \*capitol police compensation**

Specifies that members of the Capitol Police Reserve are eligible for workers' compensation benefits as long as they are performing tasks associated with the protection and security of state buildings and grounds in the governmental mall. Prescribes methods for calculating compensation benefits and conforms labor statutes with the Arizona Department of Administration statutes by clarifying that non-reserve Capitol Police members are eligible for overtime compensation in accordance with methods applicable to all other AZPOST certified peace officers in Arizona.

**HB 2476 – Chapter 106 [E] – government property tax exemption; retroactivity**

Laws 2006, Chapter 323 exempted from property tax, permanent improvements constructed on property owned by and leased from an agricultural improvement district. This emergency measure makes the application of that chapter retroactive to September 18, 2003, causing the text of ARS § 42-11102, subsection D, to have no legal effect for any time period.

**HB 2563 – Chapter 92 – state ombudsman; access to records**

Prohibits the Office of the Ombudsman-Citizens Aide from accessing the following records:

- Section 214 of the Critical Infrastructure Information Act of 2002 (6 United States Code Section 133a)
- 49 Code of Federal Regulations Part 1520
- Critical Infrastructure Information as defined by A.R.S. § 41-1801

**SB 1085 – Chapter 143 – constable ethics standards and training**

Establishes the Constable Ethics Standards and Training Board (Board) in place of the Constable Ethics Committee. Requires that the Board adopt rules and a code of conduct for constables, establish procedures for conducting investigations and holding hearings, and investigate and hear complaints regarding a constable's ethical conduct. Establishes the Constable Ethics Standards and Training Fund (Fund) in place of the Constable Ethics Committee Fund and transfers any remaining Fund balance. Monies in the Fund are continuously appropriated and exempt from lapsing. Alters formula for computing certified mileage calculations for constables in Maricopa County.

**SB 1114 – Chapter 250 [E] – monuments; memorials; governmental mall**

Requires the Governmental Mall Commission (Commission) to approve any statement, declaration, writing or inscription stamped or imprinted on any monument or memorial located in the governmental mall. Additionally expands Commission duties for alterations or modifications of existing monuments or memorials and requires monument proponents to be responsible for any costs of correcting deviations from the approved design. Establishes the State Monument and Memorial Repair Fund consisting of donations, grants, legislative appropriations and monies derived from fundraising activities of the proponents.

**SB 1223 – Chapter 251 – \*special plates; initial dates; elimination**

Requires the nonprofit corporation that provided funding for the golden rule special plates, rather than the Secretary of State, to design the golden rule special license plates and removes outdated language.

**SB 1295 – Chapter 102 – \*terminology; oriental; asian**

Changes the term *oriental* to *asian* in Arizona statutes.

**SB 1433 – Chapter 169 – \*Arizona centennial 2012; commission responsibilities**

Expands the Historical Advisory Commission (Commission) from 20 to 25 members and requires the development and production of a centennial medallion. The Commission is responsible for the design, production and sale of the medallions. Stipulates that the sale price of the medallions shall not be more than 10 percent higher than the manufacturing cost and exempts Commission medallion sales from all state and municipal sales taxes through August 31, 2014.

**SB 1444 – Chapter 170 – performance based incentives program**

Increases the maximum monthly compensation for recognition of state employees under the performance based incentives program from \$250 to \$275.

**SB 1623 – Chapter 295 – elections; manual audit revisions**

Changes election law regarding hand count procedures and counting center video recording.

***Early Ballots***

- Prohibits tallying of early ballots from beginning any earlier than seven days before election day, and establishes a class 6 felony for unlawful release of vote tallies or possession of a tally sheet or summary without authorization.

***Hand Counts***

- Requires random selection of precincts for purposes of countywide primary, general and presidential preference elections hand counts.
- States that no hand count shall be conducted if there are no contested races.
- Requires selection by lot of 2 percent of the polling places used to perform the hand count for a presidential election.

***Selection of Board Workers for Hand Count***

- Requires all persons who are engaged in processing and counting of ballots to be qualified electors.
- Requires the designation of 2 board workers who are registered members of any or no party to assist with the hand count.
- Requires the approval of at least 2 county party chairmen from the county in which a worker shortage occurs. Eliminates the automatic cancellation of the hand count if board workers selected by the county chairmen fail to appear.
- Allows the recorder or officer in charge to prohibit persons from participating in the hand count if they are disruptive or unable to perform their duties.

- Allows a state chairperson to designate the duties of a county chairperson to another if there is no designated county chairperson.

***Live Video Recording***

- Requires the officer in charge to record video coverage showing the custody of all ballots in a tabulation room in the counting center for all statewide, county or legislative elections.
- Requires that the video recording be linked to the Secretary of State's Web site and posted for viewing.

***Counterfeiting Election Returns***

- Makes it a Class 3 felony to knowingly forge or counterfeit returns of an election.
- Establishes a Class 3 felony if a person knowingly substitutes, forges, counterfeits, changes or manipulates ballot tabulations or election results by electronic means or through the use of a computer, machine or other device.